



DEC 19 2001

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Corporate Patent Counsel
Phillips Electronic North America Corporation
580 White Plains Road
Tarrytown, NY 10591

In re Application of	:	
YASUI, Masaru, et al.	:	
Application No.: 09/890,214	:	
PCT No.: PCT/EP00/11920	:	COMMUNICATION
Int. Filing Date: 29 November 2000	:	REGARDING PAPERS
Priority Date: 30 November 1999	:	FILED UNDER
Attorney Docket No.: PHJ 99-026	:	37 CFR 1.42
For: INTERPOLATION METHOD FOR A VIDEO	:	
SIGNAL, AND DISPLAY DEVICE WITH	:	
FUNCTION OF INTERPOLATION FOR A VIDEO	:	
SIGNAL	:	

The is a response to the declaration filed 26 July 2001, which is being treated as a submission under 37 CFR 1.42. No petition fee is required.

BACKGROUND

On 29 November 2000, applicant filed international application no. PCT/EP00/11920 which claimed a priority date of 30 November 1999 and designated the United States. A Demand was not filed with the International Preliminary Examining Authority electing the United States prior to the expiration of nineteen months from the priority date. As a result, the deadline for payment of the basic national fee was to expire on 30 July 2001.

On 26 July 2001, applicant filed a transmittal letter for entry into the national stage in the United States accompanied by, among other materials, the basic national fee and a declaration. The declaration was executed by the surviving co-inventors Masaru YASUI and Satoshi HIRANO and by Akihiko MIYAZAKI as legal representative of the estate of deceased co-inventor Takeo KAMIYA.

DISCUSSION

Pursuant to 37 CFR 1.42:

"In case of the death of the inventor, the legal representative (executor, administrator, etc.) of the deceased inventor may make the necessary oath or declaration, and apply for and obtain a patent."

The declaration filed 15 June 2001 is executed by Akihiko MIYAZAKI as the "legal representative" of the deceased inventor. However, the declaration does not include the citizenship, residence, and post office address of the legal representative, as required by 37 CFR 1.497(b)(2). Accordingly, the declaration cannot be accepted in its present form.


CONCLUSION

The declaration filed under 37 CFR 1.42 is **DISMISSED** without prejudice.

Applicants have **TWO (2) MONTHS** from the mailing date of this communication to submit a proper response under 37 CFR 1.42 and 37 CFR 1.497. Failure to provide a proper and timely response will result in abandonment.


A proper response must include an acceptable declaration properly executed under 37 CFR 1.42 and in compliance with 37 CFR 1.497. The declaration must include all required information, including the citizenship, post office address, and residence information for the deceased inventor and the legal representative.

Any further correspondence with respect to this matter should be addressed to the Assistant Commissioner for Patents, Box PCT, Washington, D.C. 20231, with the contents of the letter marked to the attention of the PCT Legal Office.



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